

ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
JULY 6, 2016
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501

Members present: Scott Holewinski, Billy Fried, Mike Timmons, Dave Hintz and Jack Sorensen

Members absent: None

Department staff present: Karl Jennrich, Zoning Director; Kathy Ray, Land Use Specialist; and Julie Petraitis, Program Assistant

Other county staff present: Brian Desmond, Corporation Counsel

Guests present: See sign in sheet.

Call to order.

Chairman Scott Holewinski called the meeting to order at 1:00 P.M., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

Motion by second by Jack Sorensen, second by Dave Hintz to approve the agenda. With all members present voting “aye”, the motion carried.

It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85 (1) (g), conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into closed session.

- a. Oneida County Court Case 15CV 36.
- b. Pier violation in the Town of Minocqua.

Motion by Mike Timmons, second by Jack Sorensen and Billy Fried to go into closed session. On roll call vote: Dave Hintz, “aye”; Billy Fried, “aye”; Mike Timmons, “aye”; Scott Holewinski, “aye”; and Jack Sorensen, “aye”.

A roll call vote will be taken to return to open session.

Motion by Mike Timmons, second by Mike Timmons to return to open session. With all members voting “aye”, the motion carried.

Announcement of any action taken in closed session. **None**

Public comments. **None**

Approve meeting minutes of June 16, 2016.

Motion by Mike Timmons, second by Jack Sorensen to approve the meeting minutes of June 16, 2016 as submitted. With all members present voting “aye”, the motion carried.

Preliminary four-lot (4) minor for Ruth Ahlborn on property described as part of Government Lot 1, Section 6, T38N, R6E, Lower Kaubashine Road on Silver Lake, PIN HA 54-2, Town of Hazelhurst.

Mr. Jennrich stated that this is before the committee because it is on a lake smaller than 50 acres and requires 200' of riparian frontage width according to the current ordinance.

Motion by Mike Timmons, second by Scott Holewinski to approve based on Town conditions and recommendations from Corporation Counsel. With four “ayes” and one “nay”, the motion carried.

Efficiency report. Mr. Jennrich went through the report for the committee.

Motion by Jack Sorensen, second by Dave Hintz to accept the Efficiency report as submitted. With all members present voting “aye”, the motion carried.

Zoning Director's request to attend WCA meeting July 28, 2016.

Motion by Jack Sorensen, second by Billy Fried to approve the Director's attendance as requested. With all members present voting “aye”, the motion carried.

Refunds. **None**

Line item transfers, purchase orders, and bills. **None**

Approve future meeting dates: **August 3, August 10 and August 24, 2016.**

Public comments. **None**

Future agenda items. **As discussed.**

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Conditional Use Permit Application by Mark and Michael Lafever, owners and by American Asphalt of Wisconsin, Agent to operate a non-metallic mine and temporary asphalt plant operations on property described as the NW ¼ of the NE ¼ lying west of Hwy 51, Section 3, T37N, R6E, PIN CA 30, CA 30-1, and CA 33, Town of Cassian, Oneida County.

Mark and Michael Lafever, owners and American Asphalt of WI, Agent, also filed for a reclamation permit on property described as the NW ¼ of the NE ¼ lying west of Hwy 51, Section 3, T37N, R6E, PIN CA 30, CA 30-A, and CA 33, Town of Cassian, Oneida County.

An opportunity will be provided to give testimony on this proposal including reclamation related matters in accordance with Chapter 22, Section 22.07 Oneida County Non-metallic Mining Reclamation Code.

Mr. Jennrich read the notice of public hearing into the record. The notice was published in the Northwoods River News on June 21 and June 28, 2016 and posted on the Courthouse bulletin board on June 16, 2016. There is no correspondence in the file.

The Town of Cassian met last night and approved the project with conditions outlined by the County.

Bob Servais, American Asphalt, was present to explain the project to the committee.

If the committee feels the General Standards have been met staff would recommend approval with the following conditions:

1. The nature and extent of the conditional use shall not change from that described in the application and approved in the Conditional Use Permit.
2. Maintain a 30' buffer natural around perimeter of the property per Section 9.60(F) of code.
3. Maximum depth of excavation to be at 1570 feet, mean sea level. A permanent benchmark to be placed on property to allow verification of maximum depth.
4. Reclamation shall ensure that water is internally drained; water is not allowed to drain offsite and shall comply with all reclamation standards.
5. Hours of operation are 6:00 a.m. to 6:00 p.m. Monday through Friday 7:00 am to 3:00 pm on Saturday. No work to be done on Sundays and holidays. On Friday prior to Labor Day, the Fourth of July and Memorial Day operations are to cease at Noon. Crushing and asphalt mixing to take place within hours specified above.
6. Crusher is not to be permanently placed on property.
7. Crusher and asphalt plant no to be placed any closer than 50 feet from neighboring property lines.
8. Pursuant to Section 9.60(C), any part of the excavation in which water collects for 30 or more consecutive days shall be drained or filled to prevent such collection of water unless the committee gives approval for creation of the wash pond. Wash pond to be drained and filled upon completion of project.
9. Must supply dust control measures including a truck tracking pad of gravel and pavement of recycled asphalt from entrance on Hwy 51 200' in length.
10. Sanitary facilities provided for employees. Regular servicing and maintenance to be done as to not create a nuisance.
11. Parking area for employees shall be established away from pit and not obstruct access road, area of trucks hauling and/or other heavy equipment.
12. Equipment maintenance to be kept to a minimum any major work to be done off site.
13. Any damage to County or Town property subject to Section 9.60(J) of OCZ&SPO.
14. Any signage done is accordance with the Oneida County Zoning and Shoreland Protection Ordinance.
15. WPDES permit from the Wisconsin Department of Natural Resources (stormwater management plan), if applicable.
16. Onsites by staff during operation and upon completion of project to ensure compliance with approved CUP and reclamation plan.
17. Town of Cassian concerns.
18. If hours of operation need to be extended for DOT purposes the Zoning Director shall be contacted for approval.
19. Applicant shall file a recordable Conditional Use Permit with the Register of Deeds.
20. Reclamation bond in the amount of \$3,000.00 per acres for a total of 15 acres.

Motion by Jack Sorensen, second by Dave Hintz to approve the CUP as the general standards have been met and with staff conditions, pending written approval from the Town. With all members present voting "aye", the motion carried.

Conditional Use Permit Application by John Langer for retail sales of pottery made on site and a gallery open to the public on the following described property: part of the NW SE, SM B7830, Section 1, T39N, R8E, 9020 County O, PIN NE 937, Town of Newbold, Oneida County.

Mr. Jennrich read the notice of public hearing into the record. The notice was published in the Northwoods River News on June 21 and June 28, 2016 and posted on the Courthouse bulletin board on June 16, 2016. There is a copy of the meeting minutes of the Town of Newbold, dated June 9, 2016, approving the CUP.

Kathy Ray, Land Use Specialist, presented the project to the committee. The general standards have been submitted. If the committee feels the general standards have been met staff would recommend approval with the following conditions:

21. The nature and extent of the use shall not change from that described in the application and approved in this Conditional Use Permit.
22. Proper permits to be obtained to change the use of the private garage to a public use (Town/County/State).
23. Signage to conform to 9.78 Sign Regulations Oneida County Zoning & Shoreland Protection Ordinance as amended 03-04-2016.

Motion by Mike Timmons, second by Jack Sorensen to approve the CUP as the general standards have been met and with conditions recommended by Staff. With all members present voting “aye”, the motion carried.

Adjourn.

3:00 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Jack Sorensen to adjourn the meeting. With all members present voting “aye”, the motion carried.

Chairman Scott Holewinski

Karl Jennrich
Planning & Zoning Director